



September 17, 2021

***Via ECF***

The Honorable Louis L. Stanton  
United States District Judge  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street  
New York, NY 10007

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**Re: *American Broadcasting Companies, Inc. v. Goodfriend*, No. 19-cv-7136-LLS**

Dear Judge Stanton:

We write in response to Plaintiffs' letter of September 15, 2021, requesting a status conference to set a trial on statutory damages. Defendants believe that this would be premature. The Court entered an injunction on September 15, and Defendants have thirty days to determine whether to take an immediate appeal as contemplated by the parties' case limiting agreement. In addition, the parties' case limiting agreement contemplates that the parties will negotiate regarding statutory damages before any damages trial. Defendants are currently analyzing their legal options and intend to engage with Plaintiffs in that negotiation, and regarding a potential overall resolution of this matter. If no agreement is reached and no notice of appeal is filed by October 15, 2021, the parties can contact the Court at that time to set a case status conference to address when and how a statutory damages trial should proceed. We believe that is the most appropriate course.

Very truly yours,

/s/ R. David Hosp

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